

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

GREG PELLETIER,)
Plaintiff,) Case No.: 2:23-cv-01915-GMN-EJY
vs.)
CHRISTOPHER PELLETIER, JAMES)
MASSETT SR., JEFFARY TOYE,)
MICHAEL NEWMAN, ROBERT MURPHY)
Defendants.)

ORDER ADOPTING R&R

Pending before the Court is the Report and Recommendation (“R&R”), (ECF No. 5), of United States Magistrate Judge Elayna J. Youschah, which recommends dismissing Plaintiff Greg Pelletier’s Complaint with prejudice, dismissing without prejudice his Petition for Adult Name Change, and dismissing without prejudice as moot his Motion to Proceed *in forma pauperis*, (ECF No. 4).

A party may file specific written objections to the findings and recommendations of a United States Magistrate Judge made pursuant to Local Rule IB 1-4. 28 U.S.C. § 636(b)(1)(B); D. Nev. R. IB 3-2. Upon the filing of such objections, the Court must make a *de novo* determination of those portions to which objections are made. D. Nev. R. IB 3-2(b). The Court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the Magistrate Judge. 28 U.S.C. § 636(b)(1); D. Nev. R. IB 3-2(b). Where a party fails to object, however, the Court is not required to conduct “any review at all . . . of any issue that is not the subject of an objection.” *Thomas v. Arn*, 474 U.S. 140, 149 (1985) (citing 28 U.S.C. § 636(b)(1)). Indeed, the Ninth Circuit has recognized that a district court is not required to review a magistrate judge’s R&R where no objections have been filed. *See, e.g., United States v. Reyna-Tapia*, 328 F.3d 1114, 1122 (9th Cir. 2003).

Here, no objections were filed, and the deadline to do so has passed. (*See* R&R, ECF No. 5) (setting a December 21, 2023, deadline for objections).

Accordingly,

IT IS HEREBY ORDERED that the Report and Recommendation, (ECF No. 5), is **ACCEPTED and ADOPTED** in full.

IT IS FURTHER ORDERED that the case is **DISMISSED** with prejudice.

IT IS FURTHER ORDERED that Plaintiff's Petition for Adult Name Change be **DISMISSED without prejudice** so that Plaintiff may proceed in the Eighth Judicial District Court for Clark County, Nevada.

IT IS FURTHER ORDERED that Plaintiff's Motion to Proceed in forma pauperis, (ECF No. 4), is **DENIED without prejudice as moot.**

IT IS FURTHER ORDERED that the Clerk of Court is instructed to close the case.

Dated this 29 day of December, 2023.

Gloria M. Navarro, District Judge
United States District Court